

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

METROPOLITAN TRANSPORTATION AUTHORITY  
and TRIBOROUGH BRIDGE AND TUNNEL  
AUTHORITY,

*Plaintiffs,*

and

NEW YORK STATE DEPARTMENT OF  
TRANSPORTATION, RIDERS ALLIANCE, SIERRA  
CLUB, and NEW YORK CITY DEPARTMENT OF  
TRANSPORTATION,

*Intervenor-Plaintiffs,*

v.

SEAN DUFFY, in his official capacity as Secretary of  
the United States Department of Transportation,  
GLORIA M. SHEPHERD, in her official capacity as  
Executive Director of the Federal Highway  
Administration, UNITED STATES DEPARTMENT  
OF TRANSPORTATION, and FEDERAL HIGHWAY  
ADMINISTRATION,

*Defendants.*

Case No. 25 Civ. 1413 (LJL)

**DECLARATION OF D. BRANDON TRICE IN SUPPORT OF  
PLAINTIFFS THE METROPOLITAN TRANSPORTATION AUTHORITY AND  
TRIBOROUGH BRIDGE AND TUNNEL AUTHORITY AND INTERVENOR-  
PLAINTIFF NEW YORK CITY DEPARTMENT OF TRANSPORTATION'S  
MOTION FOR PARTIAL SUMMARY JUDGMENT**

I, D. Brandon Trice, pursuant to 28 U.S.C. § 1746, hereby declare as follows:

1. I am a member of the bar of the State of New York and am admitted to appear  
before this Court. I am a partner in the law firm Kaplan Martin LLP, counsel for Plaintiffs the

Metropolitan Transportation Authority and Triborough Bridge and Tunnel Authority in the above-captioned action.

2. I respectfully submit this declaration in support of Plaintiffs and Intervenor-Plaintiff New York City Department of Transportation's motion for partial summary judgment.

3. Attached hereto as **Exhibit 1** is a true and correct copy of the transcript of the May 27, 2025 hearing in this matter before the Honorable Lewis J. Liman, United States District Judge.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: June 27, 2025  
New York, New York

/s/ D. Brandon Trice  
D. Brandon Trice